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6 **IN THE UNITED STATES DISTRICT COURT**  
7 **FOR THE DISTRICT OF ARIZONA**  
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9 Eddie LaReece Pittman,

10 Plaintiff,

11 v.

12 Grand Canyon University, et al.,

13 Defendants.  
14

No. CV-21-02165-PHX-DWL

**ORDER**

15 On December 17, 2021, Plaintiff filed the complaint (Doc. 1) and an application to  
16 proceed in forma pauperis (“IFP”) (Doc. 2). The Court granted the IFP application and,  
17 pursuant to 28 U.S.C. § 1915(e)(2), screened the complaint. (Doc. 5.) The Court  
18 explained that “[f]ar from being a ‘short and plain statement of the claim showing that the  
19 pleader is entitled to relief,’ Fed. R. Civ. P. 8(a)(2), the complaint involves scattered,  
20 rambling statements—blending alleged facts, opinions, and legal conclusions without any  
21 cohesion or organizational structure, such that it is impossible to discern what happened.”  
22 (*Id.* at 2.) The Court dismissed the complaint with leave to amend, specifying that the  
23 amended complaint needed to contain “separate and discrete numbered paragraphs”  
24 setting forth “simple, concise, and direct” allegations establishing “each specific claim  
25 asserted against each Defendant.” (*Id.* at 3.) The Court advised Plaintiff that if the  
26 amended complaint failed to comply with these instructions, the action was subject to  
27 dismissal. (*Id.* at 3-4.)

28 On December 29, 2021, Plaintiff filed the first amended complaint (“FAC”) (Doc.

1 8) and a “motion asking Court to facilitate having Defendants [sic] served process” (Doc.  
2 6). The FAC does not contain “separate and discrete numbered paragraphs” setting forth  
3 “simple, concise, and direct” allegations establishing “each specific claim asserted  
4 against each Defendant.” (Doc. 5 at 3.) Rather, the FAC is again a rambling narrative  
5 that provides “no way to determine what causes of action are being raised, against which  
6 defendants, for what conduct.” (*Id.* at 2.)

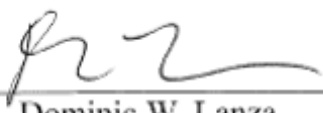
7 The Court will therefore dismiss this action without leave to amend for failure to  
8 state a claim pursuant to 28 U.S.C. § 1915(e), and under Rule 41(b) for failure to comply  
9 with the Court’s order and with federal and local rules. See *Ferdik v. Bonzelet*, 963 F.2d  
10 1258, 1261 (9th Cir. 1992) (affirming dismissal with prejudice where district court had  
11 instructed pro se plaintiff regarding deficiencies in prior order dismissing claim with  
12 leave to amend); *Ascon Props., Inc. v. Mobil Oil Co.*, 866 F.2d 1149, 1160 (9th Cir.  
13 1989) (“The district court’s discretion to deny leave to amend is particularly broad where  
14 plaintiff has previously amended the complaint.”).

15 Accordingly,

16 **IT IS ORDERED** that the FAC (Doc. 8) is dismissed without leave to amend.  
17 The Clerk of Court shall terminate the action.

18 **IT IS ORDERED** that Plaintiff’s motion for Court-facilitated service (Doc. 6) is  
19 denied as moot.

20 Dated this 4th day of January, 2022.

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25 Dominic W. Lanza  
26 United States District Judge  
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